

Docket No. 4303-4003US1.

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s):

Gregory Pinchasik and Jacob Richteret al.

Group Art Unit:

3731

Serial No .:

09/516,753

Examiner:

Bui, Vy Q.

Filed:

March 1, 2000

For:

LONGITUDINALLY FLEXIBLE STENT

EXPRESS MAIL CERTIFICATE

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EV 356 650 637US

Date of Deposit:

February 24, 2004

Commissioner for Patents PO Box 1450 Alexandria, VA 22313-1450

TECHNOLOGY CENTER H3700

I hereby certify that the following attached paper(s) and/or fee

- Information Disclosure Statement; 1.
- 2. Form PTO-1449;
- Six cited references; 3.
- European Search Report; 4.
- Check of \$180.00; 5.
- Return Receipt Postcard 6.

is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. §1.10 on the date indicated above and is addressed to the Commissioner for Patents, PO Box 1450, Alexandria, VA 22313-1450

Susan Shen-Frattura

(Typed or printed name of person mailing papers(s) and/or fee)

Correspondence Address:

MORGAN & FINNEGAN, L.L.P. 345 Park Avenue New York, NY 10154-0053 (212) 758-4800 Telephone (212) 751-6849 Facsimile



	IN THE UNITED STATES PATE	INI AND IRADEN	IARK OFFICE
Applican	t(s): Gregory Pinchasik et al.	Curaria Aut I Initi	3731
Serial No	09/516,753	Group Art Unit:	
Filed:	March 1, 2000	Examiner:	Bui, Vy Q.
For:	LONGITUDINALLY FLEXIB	LE STENT	
	INFORMATION DISC	LOSURE STATEM	IENT Dra
P.O. Box	ioner for Patents		RECEIVED MAR 0 4 2004 TECHNOLOGY CENTER R3700
Sir:			
T	his Information Disclosure Statement is	s filed in accordance	with 37 C.F.R. §§1.56, 1.97
and 1.98.	The items listed on Form PTO-1449,	a copy of which is en	closed, are made of record
to assist t	he Patent and Trademark Office in its	examination of this ap	oplication. The Examiner is
respectfu	lly requested to fully consider the items	s and to independentl	y ascertain their teaching.
1. 🛚	For each of the following items listed not in the English language, an English thereof or a concise explanation of the	sh language translatio	n of that item or a portion
	DE 199 00 411 - Abstract only		
	DE 197 53 123 - Abstract only		
	FR 2,758,253 - Abstract only		
2.	For each of the following items listed not in the English language, a concise incorporated in the specification of th	explanation of the re	elevance of that item is
3.	Any copy of the items listed on the enclosed with this Information Disclosubmitted to the Patent and Trademark	sure Statement was p	reviously cited by or
4.	No fee is due under 37 C.F.R. §1.17(psince it is being filed in compliance w	•	n Disclosure Statement
	37 C.F.R. §1.97(b)(1), within application other than a CPA;		iling date of a national

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			national stage as set forth in §1.491 in an international application; or
			37 C.F.R. §1.97(b)(3), before the mailing date of a first Office action on the merits; or
			37 C.F.R. §1.97(b)(4) before the mailing date of a first office action after the filing of an RCE under §1.114.
5.	7	since in para Allow	e is due under 37 C.F.R. §1.17(p) for this Information Disclosure Statement it is being filed in compliance with 37 C.F.R. §1.97(c), after the period specified agraph 4 above but before the mailing date of a final action or a Notice of ance (where there has been no prior final action), and is accompanied by one of rtifications pursuant to 37 C.F.R. §1.97(e) set forth in paragraph 9 below.
6.		it is be paragr	is due under 37 C.F.R. §1.17(p) for this Information Disclosure Statement since eing filed in compliance with 37 C.F.R. §1.97(c), after the period specified in raph 4 above but before the mailing date of a final action or a notice of ance (where there has been no prior final action):
			A check in the amount of \$180.00 is enclosed in payment of the fee.
			Charge the fee to Deposit Account No. <u>13-4500</u> , Order No A DUPLICATE COPY OF THIS SHEET IS ATTACHED.
7.	\boxtimes	it is be action	is due under 37 C.F.R. §1.17(p) for this Information Disclosure Statement since eing filed in compliance with 37 C.F.R. §1.97(d), after the mailing date of a fina or a notice of allowance, whichever comes first, but before payment of the issued is accompanied by:
			ne of the certifications pursuant to 37 C.F.R. §1.97(e) set forth in paragraph 9 elow; and
			the fee due under 37 C.F.R. §1.17(p) which is paid as set forth in paragraph 11 below.
8.		This I	nformation Disclosure Statement is being filed in compliance with:
		a. 🗌	37 C.F.R. §1.313(b)(3) or §1.313(c)(1), after the issue fee has been paid and information cited in this Information Disclosure Statement may render at least one claim unpatentable and is accompanied by the attached Petition To Withdraw Application From Issue and fee pursuant to 37 C.F.R. §1.17(h);
		b	37 C.F.R. §1.313(c)(2) or §1.313(c)(3), after the issue fee has been paid and information cited in this Information Disclosure Statement is to be considered in a Request for Continued Examination (RCE) or a Continuation application upon abandonment of the instant application and is accompanied by the attached Petition To Withdraw Application From Issue and fee pursuant to 37 C.F.R. §1.17(h).
		c. 🗌	The fee due under 37 C.F.R. §§1.17(h) is paid as set forth in paragraph 11
			•

below.

9.	\boxtimes	I hereby certify that each item of information contained in this Information Disclosure Statement was first cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Information Disclosure Statement.				
		filed herewith was cited in a commu counterpart foreign application or, to	mation in the Information Disclosure Statement nication from a foreign patent office in a my knowledge after making reasonable inquiry, ated in §1.56(c) more than three months prior to ure Statement.			
10.	\boxtimes	This document is accompanied by ∑ cited in a corresponding ☐ PCT or	a Search Report Communication which was Foreign counterpart application			
11.	\boxtimes	A check in the amount of \$180.00 is C.F.R. §§1.17(h) and 1.17(p).	enclosed in payment of the fees due under 37			
			§§1.17(h) and 1.17(p) to Deposit Account No. LICATE COPY OF THIS SHEET IS			
	X	required for this Information Disclos	zed to charge any additional fees which may be ure Statement, or credit any overpayment to r No. 4303-4003US1. A DUPLICATE COPY OF			
			Respectfully submitted, MORGAN & FINNEGAN, L.L.P.			
Dated: February 24, 2004 By:		<u>ebruary 24, 2004</u> By:	Keith J. McWha Registration No. 44,235			
Cor	respoi	ndence Address:				
		N & FINNEGAN, L.L.P.				
		Avenue k, NY 10154-0053				
		4800 Telephone				
•	,	-6849 Facsimile				

below.

9.		Statement was first cited in a communi-	nation contained in this Information Disclosure cation from a foreign patent office in a re than three months prior to the filing of this
		filed herewith was cited in a communic counterpart foreign application or, to m	y knowledge after making reasonable inquiry, d in §1.56(c) more than three months prior to
10.	\boxtimes	This document is accompanied by \(\sum \) a cited in a corresponding \(\sum \) PCT or \(\sum \)	Search Report Communication which was Foreign counterpart application
11.	\boxtimes	A check in the amount of \$180.00 is er C.F.R. §§1.17(h) and 1.17(p).	nclosed in payment of the fees due under 37
		Charge the fees due under 37 C.F.R. §§ 13-4500, Order No A DUPLIO ATTACHED.	§1.17(h) and 1.17(p) to Deposit Account No. CATE COPY OF THIS SHEET IS
	X	required for this Information Disclosur	d to charge any additional fees which may be statement, or credit any overpayment to No. 4303-4003US1. A DUPLICATE COPY OF
			Respectfully submitted, MORGAN & FINNEGAN, L.L.P.
Da	.ted: <u>F</u>	<u>February 24, 2004</u> By:	Keith J. McWha Registration No. 44,235
		ondence Address:	
		AN & FINNEGAN, L.L.P.	
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FEB 2 4 2004 (S)			Attorney Docket:	Serial No.:	.	Page <u>1</u> of <u>1</u>
	ORM PTO-1449 N DISCLOSURE CI	TATION	4303-4003US1 Applicant: Gregory Pinchasik et al. Filing Date: March 1, 2000	09/516,753 Group Art Unit 3731	:	
		U.S	PATENT DOCUMENTS		147	
Examiner Initial	Patent Number	Issue Da		Class	Sub- Class	Filing Date
	6,183,353	02/6/2001	Frantzen	451	104	
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				1,10		
880 to 1882 gr (1988). [18			PATENT DOCUMENTS			
Examiner Initial	Patent Number	Publication Date	Country	Class	Sub- Class	Translation
	0 623 354 A1	11/09/1994	EP	A 61 L	31/100	☐ Yes ☐ No
	1 020 166 A1	07/19/2000	EP	A 61 F	2/06	☐ Yes ☐ No
	199 00 411 A1	07/13/2000	DE	A 61 F	2/04	∑ Yes No Abstract Only
	197 53 123 A1	08/05/1999	DE	A 61 F	2/04	∑ Yes No Abstract Only
	2 758 253 A1 ·	07/17/1998	FR	A 61 F	2/06	∑ Yes No Abstract Only
	European Search		CS (Including Author, Title, cember 2, 2003	Date, etc.)		

Date Considered

Initial if reference considered, whether or not citation is in conformance with MPEP §609.

Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to Applicant.

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Examiner

EXAMINER: